

**Summons in a Civil Action (Rev 11/97)**

## United States District Court

**SOUTHERN DISTRICT OF CALIFORNIA**

(See Attached Sheet)

VS

ROSSI CONCRETE, INC., a  
California Corporation; JOSEPH  
JAMES ROSSI, an individual; ROSSI  
CONCRETE INC. DEFINED  
BENEFIT PENSION PLAN, an  
employee pension benefit plan

RECEIVED  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
AUG 7 2008  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY DEPUTY

## ~~BY~~ SUMMONS IN A CIVIL ACTION

Case No.

'08 CV 1442 BTM CAB

TO: (Name and Address of Defendant)

ORIGINAL

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Alexander B. Cvitan, Esq.  
J. David Sackman, Esq.  
Natalia Bautista, Esq.  
REICH, ADELL & CVITAN, A PLC  
3550 Wilshire Blvd., Suite 2000  
Los Angeles, CA 90010-2421

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

AUG - 8 2008

CLERK

DATE

By

, Deputy Clerk

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Page 1 of 2

**Attachment to Summons**

ENEDINO DURAN GOMEZ;  
GERARDO DURAN TOVAR;  
REYNALDO GALVAN; OSCAR  
GARCIA-TOVAR; ZACARIAS  
GUTIERREZ MILLA; ALVARO  
JUAN JIMENEZ; ANTONIO  
JIMENEZ; ANDRES MILLAN; JUAN  
MILLAN-MARTINEZ; BENITO  
ROJAS; RAFAEL VELAZQUEZ, and  
a Class of similarly-situated employees  
and participants,

**Plaintiffs**